

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Examiner: Vogel, Nancy S.
)	
Kevin P. BAKER, et al.)	Art Unit: 1636
)	
Application Serial No. 10/006,856)	Confirmation No: 8365
)	
Filed: December 6, 2001)	Attorney's Docket No. 39780-2830 P1C14
)	
For: SECRETED AND)	Customer No. 35489
TRANSMEMBRANE)	
POLYPEPTIDES AND NUCLEIC)	
ACIDS ENCODING THE SAME)	

FILED BY EFS ON

October 4, 2007

PRELIMINARY AMENDMENT

MAIL STOP RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Dear Sir:

This Preliminary Amendment accompanies a Request for Continued Examination under 37 C.F.R. §1.114 for the above identified application, which is in response to the Final Office Action mailed on April 10, 2007 (Paper No./Mail Date 20070323), in connection with the above-identified patent application, please consider the following arguments. This response is timely filed, respectfully requesting a three month extension of time along with a Notice of Appeal and the necessary fees.

The present Response is further accompanied by the resubmission of a second Declaration under 37 C.F.R. §1.132 by Dr. Paul Polakis, and a Declaration under 37 C.F.R. §1.132 by Dr. Randy Scott along with a copy of the stamped postcard as proof of submission. These Declarations were originally filed with a Response on November 13, 2006. Solely for the purpose of expediting the prosecution of the instant application, Applicants resubmit these Declarations herewith and respectfully request that the information disclosed in the Declarations be considered by the Examiner and be made of record in the above-identified application.

Also filed herewith is an Information Disclosure Statement providing copies of additional articles in support of Applicants' arguments.

Remarks/Arguments begin on page 3 of this paper.